05-12-04

DATE MAILED: May 10, 2004



## HOWREY SIMON ARNOLD & WHITE, LLP 301 Ravenswood Avenue Box 34 Menlo Park, CA 94025 (650) 463-8109

Attorney Docket No.: 05882.0126.CPUS02

Mail Stop AF Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450

Sir:

In re application of: Peter HEVEZI, et al.

Appl. No.: 09/847,046 Filed: April 30, 2001

For:

NOVEL METHODS OF DIAGNOSIS OF PROSTATE CANCER AND/OR BREAST CANCER,

COMPOSITIONS, AND METHODS OF SCREENING FOR PROSTATE CANCER AND/OR BREAST

**CANCER MODULATORS** 

Transmitted herewith are the following:

1. Form PTO-1083 (1 page, in duplicate);

2. Notice of Appeal from the Examiner to the Board of Patent Appeals &

Interferences-Small Entity (1 page, in duplicate);

3. A check in the total amount of \$585.00 of which the amount of \$475.00 is for the fee under §1.17(a)(3) for 3-month extension minus the \$55.00 which was previously paid on 3/16/04, and the amount of \$165.00 is for Notice of Patent Appeals & Interferences fee under 37 C.F.R. § 1.17(b); and

4. Return receipt postcard.

Small entity status of this application under 37 CFR §§ 1.9 and 1.27 has been established by a statement previously submitted.

**<u>xx</u>** No additional claim fee is required.

The claim fee has been calculated as shown below:

	(Col. 1)		(Col. 2)	(Col. 3)	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	
Total Claims	00	MINUS	. 00	= 00	
Indep. Claims	* 00	MINUS	** 00	= 00	
☐ FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM					

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<del>165.00 OP</del> 420.00 OP

SMALL ENTITY				
Rate	Addit. Fee			
x 9=	\$ 00.00			
x 40 =	\$ 00.00			
+135 =	\$ 00.00			
Total Addit.	\$ 00.00			

	OMERICO DITTER					
O	Rate	Addit. Fee				
	x 18 =	\$	00.00			
:	x 80 =	\$	00.00			
	+ 270 =	\$	00.00			
O R	TOTAL	\$	00.00			

OTHER THAN A SMALL ENTITY

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. <u>08-3038</u> referencing Atty. Docket No. <u>05882.0126.CPUS02</u> A duplicate copy of this sheet is attached.

Date: May 10, 2004

Pánpan Gao (Reg. No. 43,626)